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FROM: Christopher M. Tanner, Esq.

DATE: June 13, 2005

RE: Patent Application  
PECAN TREE 'EXCEL' VARIETY  
Our Reference: 969-001

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**DRAFT**

Attorney Docket No.: 969-001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Andy Clough

Application No.: 10/806,673

Filed: March 23, 2004

For: PECAN TREE 'EXCEL' VARIETY

**RESPONSE TO NON-FINAL OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Maam:

In response to the Office Action of February 17, 2005, please consider the following.

**Amendments to the Specification** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.